

Amendment 116

Contract No. 229944

To the Contract for the Design, Implementation, Operation and Maintenance of the Regional Fare Coordination System

This Amendment 116 to the Contract for the Design, Implementation, Operation and Maintenance of the Regional Fare Coordination System is entered into this 3rd day of May, 2011, by and between ERG Transit Systems (USA) Inc, a California corporation and wholly owned subsidiary of Vix-ERG Limited, an Australian corporation, (hereinafter referred to as the "Contractor") and each of the following seven public transportation agencies (hereinafter referred to individually as an "Agency" or collectively as the "Agencies"):

1. Central Puget Sound Regional Transit Authority ("Sound Transit")
2. King County ("King County")
3. Kitsap County Public Transportation Benefit Area ("Kitsap Transit")
4. Pierce County Public Transportation Benefit Area ("Pierce Transit")
5. Snohomish County Public Transportation Benefit Area ("Community Transit")
6. City of Everett ("Everett")
7. State of Washington, acting through the Washington State Department of Transportation, Washington State Ferries Division ("WSF")

Recitals

- A. Effective April 29, 2003, each of the Agencies and the Contractor entered into Contract #229944 ("Contract") to implement a Regional Fare Coordination System ("RFC System") to establish a common fare system utilizing smart card technology. The Contractor is responsible for the development, implementation, operation and maintenance of the RFC System as specified in the Contract.
- B. The Agencies and the Contractor desire to amend Section VI of Exhibit 9, Price Schedule Special Programs, to compensate the Contractor for the work necessary to produce the On Board Equipment (OBE) installation guidelines (i.e. a Site Survey) and associated system documentation for Community Transit's (CT) Xcelsior bus type. The Xcelsior is a new model of the New Flyer coach. This work is performed per CR-002602 *CT Site Survey – New Xcelsior Busses v2*.
- C. The Parties agree that the Work necessary to complete the Site Survey and associated documentation for CT will be performed and compensated as described below.

Agreement

Section 1.0 Description of Work

- 1.1The Contractor will perform the work necessary to:
- (a) Evaluate the Xcelsior bus to produce OBE installation procedures. The Contractor and CT staff will determine the mounting locations and methods for the equipment that will be installed on the bus. The Contractor will determine cable routes, locations of circuit breakers and other installation accessories.
 - (b) Produce new system documentation. The Contractor has identified the documentation as SEA-TBD CDRL 13 CT Installation Procedure – New Flyer Xcelsior and SEA-TBD Community Transit – Bill of Materials.

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the sufficiency of which is hereby acknowledged, the Parties hereby agree to amend the Contract as follows:

Section 2.0 Compensation Changes

Section VI (Implementation) of Exhibit 9, Price Schedule, is hereby amended to read as follows:

VI. IMPLEMENTATION
SPECIAL PROGRAMS

LUMP SUM COST

Amendment No. 116

To perform the work necessary to conduct a Site Survey for CT's Xcelsior bus type and produce the associated system documentation.	
TOTAL	\$4356

Section 3.0 Other Terms and Conditions

All other provisions of the Contract not referenced in this Amendment One Hundred and Sixteen shall remain in effect.

IN WITNESS WHEREOF, authorized representative of the Agencies and the Contractor have signed their names in the spaces provided below.

ERG Transit Systems (USA) Inc.

By: _____

Its: _____

Date: _____

The Agencies

By: _____

By: Candace Carlson
Their: ORCA Operations Manager

On behalf of the Agencies


Date: May 3, 2011

Signed by ERG Transit Systems (USA) Inc by its attorney Elaine Aulgur pursuant to Power of Attorney dated 18 June 2010:


Elaine Aulgur

02 May 11
Date

In the presence of:


Witness Signature

02 MAY 11
Date

Witness name: PATTY HAZARD